

IN THE MICHIGAN COURT OF APPEALS

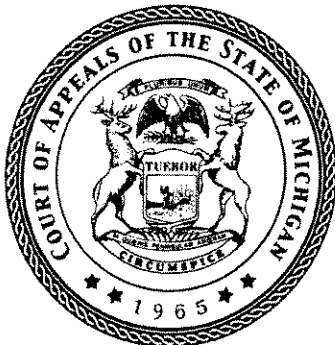
ORDER

Re: **People of MI v Alvin Junior Gibbs**
Docket No. **296400**
L.C. No. **09-009473-FH**

Donald S. Owens, Judge, acting under MCR 7.211(E)(2), orders:

The prosecutor having confessed error on the issue before this Court, in lieu of granting the delayed application for leave to appeal, this matter is REMANDED to the trial court for resentencing.

This Court does not retain jurisdiction.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAR 11 2010

Date

Sandra Schultz Mengel
Chief Clerk